

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

CIVIL ACTION NO. 04-11730 NG

GEORTO, INC.,

Plaintiff,

v.

WILLIAM GATEMAN, INDIVIDUALLY
and as TRUSTEE OF 200 UNION
STREET REALTY TRUST

Defendant,

Third Party Plaintiff, and

Third Party Defendant-in-

Counterclaim

ROBERTS CORPORATION

Third Party Defendant,

and Third Party Plaintiff-in-

Counterclaim
_____)

STIPULATIONS AS TO
WITHDRAWAL OF DEMANDS FOR TRIAL BY JURY,
WAIVER OF RIGHTS TO JURY TRIAL, and
CONSENT TO TRIAL BY THE COURT SITTING WITHOUT A JURY

Plaintiff Georto, Inc., Defendant and Third Party Plaintiff and Third Party Defendant-in-Counterclaim William Gateman, individually and as trustee of the 200 Union Street Realty Trust, and Third Party Defendant and Third Party Plaintiff-in-Counterclaim Roberts Corporation, by their counsel, hereby stipulate, agree, and consent, as follows:

1. William Gateman, individually and as trustee of the 200 Union Street Realty Trust, and Roberts Corporation each hereby withdraws all demands for trial by jury in this action;

2. Georto, Inc., William Gateman, individually and as trustee of the 200 Union Street Realty Trust, and Roberts Corporation, pursuant to Fed. R. Civ. P. 38(d), hereby consent to the withdrawal of all demands for trial by jury in this action;

3. Georto, Inc., William Gateman, individually and as trustee of the 200 Union Street Realty Trust, and Roberts Corporation hereby waive any and all rights to trial by jury in this action; and

4. Georto, Inc., William Gateman, individually and as trustee of the 200 Union Street Realty Trust, and Roberts Corporation, pursuant to Fed. R. Civ. P. 39(a), hereby stipulate and consent to the trial of all issues in this action by the Court sitting without a jury.

GEORTO, INC.

By its attorney

/s/ Dale Kerester
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**WILLIAM GATEMAN,
INDIVIDUALLY AND AS TRUSTEE
OF THE 200 UNION STREET REALTY TRUST**
By his attorney

/s/ Mark P. McGrath
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ROBERTS CORPORATION
By its attorney

J. Mark Dickison
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Dated: August 30, 2006

Certificate of Service

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants.

/s/ Mark P. McGrath